(29)

HIGH COURT OF CHHATTISGARH, BILASPUR

Writ Petition (S) No. 6523 of 2007

PETITIONER Shailendra Kumar Sahu, S/o Shri Sewa Lal Sahu, Aged about 29 years, R/o L.I.G. 570, Padmnabhpur, Durg C.G.

Versus

RESPONDENTS

1. State of Chhattisgarh, Through the Secretary, Department of Energy Mantralaya, D.K.S. Bhawan Raipur (C.G.)
2. Chhattisgarh State Electricity Board Through the Chairman Dagania Raipur, C.G.
3. Additional Secretary, Chhattisgarh State Electricity Board, Dagania, Raipur, C.G.

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUION OF INDIA

Appearance:

Shri Alok Pandey, counsel for the petitioner.

Shri Sumit Verma, Panel Lawyer for the State on advance copy.

ORAL ORDER
(14.11.2007)

SUNIL KUMAR SINHA, J.

Heard on admission.

Learned counsel for the petitioner submits that the petitioner has applied for his recruitment to the post of Assistant Engineer, for which an advertisement dated 23.7.2006 was published vide Annexure-P/2. He submits that the petitioner was allowed to appear in the written examination, but he was not allowed to appear in the interview and ultimately, the petitioner could not appear in the interview. When the petitioner wanted to know the reason, he was communicated by a memo dated 15th June, 2007 that since he does not possess the degree in disciplines required by the employer, he was not qualified for appearing in the interview. He also submits that the petitioner possesses a degree in Production Engineering, therefore he should have been allowed in interview and his degree should have been treated equivalent to Mechanical Engineering.

I have considered the points raised by learned counsel for the petitioner.

A perusal of the advertisement would show that in fact, minimum qualification for the said post was a degree/AMIE in Mechanical/ Electrical/Electronics/Civil/Computer Science required with minimum 65% marks from any recognized University. The form submitted by the petitioner vide Annexure-P/3 would show that the petitioner himself has mentioned in the form in the column of qualification i.e. column No. 16 that he possess a degree in the branch of Production Engineering.

Admittedly, the graduate having degree in the branch or discipline Production Engineering was not required for the said post and requisite qualification was that he should possess a degree in either of the branches referred to above i.e. in Mechanical/ Electrical/Electronics/ Civil/Computer Science with minimum 65% marks from any recognized University.

Therefore, it is clear that the petitioner was not holding the requisite qualification and if he was not allowed in interview, no illegality has been committed by the concerned authority or the employer.

I do not find any merit in the writ petition, the petition is not worth admission and the same is dismissed at the motion stage itself.

Sd/-
Sunil Kumar Sinha
Judge

vatti